

ORIGINAL



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June 29, 2009

FILED  
2009 JUN 29 A 10:04  
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COMMERCIAL

The Honorable Chairman and Members of  
the Hawaii Public Utilities Commission  
Kekuanaoa Building  
465 South King Street, Room 103  
Honolulu, Hawaii 96813

Dear Commissioners:

RE: Docket No. 2008-0274 – Instituting a Proceeding to Investigate  
Implementing a Decoupling Mechanism for Hawaiian Electric  
Company, Inc., Hawaii Electric Light Company, Inc., and Maui Electric  
Company, Limited.

Enclosed please find the original protective agreements which was executed by  
Consumer Advocate's consultant: Joseph Herz of Sawvel and Associates, Inc.

In the event other members of the Consumer Advocate's staff and/or outside  
consultants retained to assist us in our review become involved in this docket, additional  
protective agreements will be executed with the originals forwarded to you.

Sincerely,

A handwritten signature in black ink, appearing to read "Catherine P. Awakuni".

Catherine P. Awakuni  
Executive Director

CPA:tt

Enclosures

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Joseph Herz, have been presented with a copy of the Protective Order filed by the Public Utilities Commission of the State of Hawaii in Docket No. 2008-0274 on the 6<sup>th</sup> day of January, 2009 at 10:09 a.m. ("Protective Order").

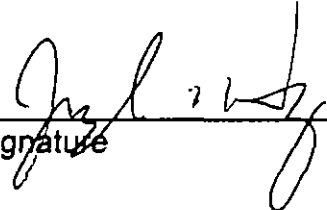
2. I am employed, retained or assisting the Division of Consumer Advocacy in Docket No. 2008-0274, am a "Qualified Person" pursuant to paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist the Division of Consumer Advocacy as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to the Division of Consumer Advocacy, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to the party claiming confidentiality and I shall abide by the provisions in paragraph 28 of the Protective Order, unless otherwise permitted by paragraphs 29 and 30 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at Honolulu, Hawaii, this June 29, 2009.

  
\_\_\_\_\_  
Signature

970 W Road  
Burr Oak, KS 66936  
\_\_\_\_\_  
Address

(785) 647-5002  
\_\_\_\_\_  
Telephone Number

**SERVICE LIST (Docket No. 2008-0274)**

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Vice President  
Government & Community Affairs  
Hawaiian Electric Company, Inc.  
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by hand delivery

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REGULATORY AFFAIRS  
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HAWAII ELECTRIC LIGHT COMPANY, INC.  
MAUI ELECTRIC COMPANY, LIMITED  
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Maui Electric Company, Limited

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Attorney for Blue Planet Foundation